

TOWNSEND and TOWNSEND and CREW LLP

By: 

Jennifer O'Brien

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

PETER A. SEUBERT, et al.

Application No.: 08/466,554

Filed: June 6, 1995

For: METHODS FOR AIDING IN THE  
DIAGNOSIS OF ALZHEIMER'S  
DISEASE BY MEASURING  
AMYLOID-BETA PEPTIDE (X->=41)  
AND TAU

Confirmation No.: 3168

Examiner: Patricia Ann Duffy

Art Unit: 1645

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER  
37 CFR §1.97 and §1.98

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of non-U.S. patent reference nos. 1, 4-7, 9, 12-16, 40-48, 56-57, 59, 75, 92, and 114 [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Applicant cites the following U.S. applications which are directed to related subject matter and are subject to the same assignment:

10/964,484 filed 10/12/2004 published as US 2005/0069968 on 03/31/2005;

10/879,958 filed 06/28/2004 published as US 2004/0265920 on 12/30/2004;

10/877,688 filed 06/25/2004 published as US 2004/0253643 on 12/16/2004;  
08/466,554 filed 06/06/1995 Notice of Allowance mailed 11/28/2007;  
08/419,008 filed 04/07/1995 now abandoned; and,  
08/339,141 filed 11/14/1994 issued as US 6,114,133 on 09/05/2000.

Applicant also cites the following U.S. applications directed to related subject matter but subject to different assignment:

10/335,035 filed 12/30/2002 published as US 2003/0148392 on 08/07/2003;  
09/649,891 filed 08/28/2000;  
08/733,202 filed 10/18/1996 issued as US 6,284,221 on 09/04/2001;  
08/665,649 filed 06/18/1996 issued as US 6,610,493 on 08/26/2003;  
08/456,347 filed 06/01/1995 issued as US 5,837,672 on 11/17/1998;  
08/437,067 filed 05/09/1995 issued as US 5,593,846 on 01/14/1997;  
08/079,511 filed 06/17/1993 issued as US 5,766,846 on 06/16/1998;  
07/965,972 filed 10/26/1992 now abandoned; and,  
07/911,647 filed 07/10/1992 now abandoned.

Applicant understands the Examiner can access papers from the prosecution of the cited cases electronically via PALM. However, if the Examiner has difficulty obtaining papers from that source he or she are invited to call the undersigned who will be happy to supply them.

Applicant notes that an opposition has been filed against European application number EP 0 792 458 which is subject to the same assignment as the instant application. EP 0 792 458 is an application directed to related subject matter and corresponding to U.S. Application number 08/419,008 filed 04/07/1995 (made of record on the attached PTO/SB/08A form as cite number 16). References D1, D4-D7, D9, and D12-D15 cited in the opposition are

being made of record and are identified on the attached PTO/SB/08B form as cite numbers 1, 4-7, 9, and 12-15, respectively. References D2, D3, D8, D10, and D11 were previously made of record. All papers in the opposition can be viewed online at the European Patent Office at [ofi/epoline.org/view/getdossier](http://ofi/epoline.org/view/getdossier) or can be provided on request. The opposition is still in progress.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This Information Disclosure Statement is filed with a Request for Continued Examination, therefore Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

  
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